

ESTTA Tracking number: **ESTTA665795**

Filing date: **04/09/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92060157
Party	Plaintiff Pushpay IP Limited
Correspondence Address	DAVID L MAY NIXON PEABODY LLP 401 NINTH STREET NW SUITE 900 WASHINGTON, DC 20004 UNITED STATES nptm@nixonpeabody.com, was.managing.clerk@nixonpeabody.com, rweikert@nixonpeabody.com, dmay@nixonpeabody.com, shenry@nixonpeabody.com
Submission	Other Motions/Papers
Filer's Name	Shanelle A. Henry
Filer's e-mail	shenry@nixonpeabody.com, dmay@nixonpeabody.com, nptm@nixonpeabody.com
Signature	/SAH/
Date	04/09/2015
Attachments	Stipulated Motion to Dismiss Cancellation, JUST PUSH PAY word mark.pdf(8482 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of:
Registration No. 4,444,457
Mark: JUST PUSH PAY
Date of Registration: December 3, 2013

PUSHPAY IP LIMITED,)	
)	
and)	
)	
PUSHPAY HOLDINGS LIMITED,)	
)	
Petitioners,)	
)	
v.)	Cancellation No. 92060157
)	
JUST PUSH PAY, LLC,)	
)	
Respondent.)	
)	

STIPULATED MOTION TO DISMISS CANCELLATION WITH PREJUDICE

The parties herein have settled their dispute. In accordance with that settlement, the parties hereby stipulate to dismissal, with prejudice, of the above-captioned cancellation proceeding. As further grounds for dismissal of the cancellation proceeding hereof, the parties submit that per their settlement, the subject Registration No. 4,444,457 for the mark JUST PUSH PAY previously held in the name of Respondent has been assigned to the Petitioner and such ownership to Petitioner has been recorded by the USPTO under Reel/Frame 5491/0471.

Respectfully submitted,

/David L. May/

David L. May
Shanelle A . Henry
NIXON PEABODY LLP
401 9th Street NW, Suite 900
Washington, DC 20004-2128

(202) 585-8000 (phone)
(202) 585-8080 (fax)
dmay@nixonpeabody.com
shenry@nixonpeabody.com

Counsel for Petitioners

Dated: April 9, 2015

/Louis G. Spencer/

Louis G. Spencer

ALEXANDER RICKS PLLC
2901 Coltsgate Road, Suite 202
Charlotte, North Carolina, 28211

(980) 335-0711(phone)
(704) 365-3676 (fax)
louis@alexanderricks.com

Counsel for Respondent

Dated: April 9, 2015

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Stipulated Motion to Dismiss Cancellation With Prejudice was served on Respondent, through its counsel, as identified by the records of the U.S. Patent and Trademark Office this 9th day of April, 2015, by sending same, via first-class mail, postage prepaid, to:

Louis G. Spencer
ALEXANDER RICKS PLLC
2901 Coltsgate Road, Suite 202
Charlotte, North Carolina 28211

/David L. May/
David L. May
Counsel for Petitioners